

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:) Group Art Unit:

MARKHAM)

Examiner:

Serial No.: Not yet assigned)

INFORMATION DISCLOSURE

Filed: Herewith)

STATEMENT

Atty. File No.: 7032-61-CON)

For: PET TOYS INCORPORATING)
MULTIPLE HARDNESS SECTIONS)

Commissioner for Patents

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SIGNATURE: *Christine Jacquet*

Dear Sir:

Pursuant to Applicants' duty of disclosure under 37 CFR § 1.56 and 37 CFR §§ 1.97-1.98, Applicant hereby submits the enclosed PTO Form 1449. The documents identified herein were of record in U.S. Patent Application Serial No. 10/288,960, filed November 5, 2002, and since the above-identified patent application is a continuation thereof, copies of the identified documents are not being submitted under 37 CFR § 1.98(d). Applicant does not admit that any of such documents, alone or in any combination, are considered to be material to patentability as defined in 37 CFR § 1.56(b). Moreover, the inclusion of these documents is not to be construed as an admission by Applicant that each such document is prior art as to the above-identified patent application.

Respectfully submitted,

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By: *Brent P. Johnson*

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Date: 10/31/03

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| FORM PTO-1449 U.S. DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE INFORMATION DISCLOSURE STATEMENT (Use several sheets if necessary) | ATTY. DOCKET NO. 7032-61-CON | SERIAL NO. Not yet assigned |
| | APPLICANT MARKHAM | |
| | FILING DATE Herewith | GROUP ART |

U.S. PATENT DOCUMENTS

| *EXAMINER INITIAL | | DOCUMENT NUMBER | DATE | NAME | CLASS | SUB CLASS | FILING DATE IF APPROP. |
|----------------------|----|--------------------|-----------|---------------------|-------|--------------|---------------------------|
| | AA | D280,220 | 08/20/85 | Blight | D21 | 85 | |
| | AB | D441,506 | 5/1/01 | Flynn | D30 | 160 | |
| | AC | D465,815 | 11/19/02 | Roehl et al. | D21 | 437 | |
| | AD | 2002/0034918 A1 | 3/21/02 | Komuro | 446 | 46 | |
| | AE | 510,290 | 12/5/1893 | Renear | D21 | 437 | |
| | AF | 4,253,672 | 03/03/81 | Milzoff et al. | 273 | 424 | |
| | AG | 4,802,875 | 02/07/89 | Cunningham | 446 | 46 | |
| | AH | 4,919,083 | 04/24/90 | Axelrod | 119 | 29 | |
| | AI | 4,940,441 | 07/10/90 | Novinsky | 446 | 46 | |
| | AJ | 5,484,159 | 01/16/96 | Dean et al. | 273 | 424 | |
| | AK | 5,540,610 | 07/30/96 | Sneddon | 446 | 46 | |
| | AL | 5,630,742 | 05/20/97 | Honaker | 446 | 46 | |
| | AM | 6,073,588 | 6/13/00 | McClung, III et al. | 119 | 709 | |
| | AN | 6,174,214 | 1/16/01 | Cooper | 446 | 46 | |
| | AO | 6,228,001 | 05/08/01 | Johnson et al. | 482 | 48 | |
| | AP | 6,383,052 | 05/07/02 | McCarthy | 446 | 153 | |
| | AQ | 6,443,861 | 9/3/02 | Foulke | 473 | 590 | |
| | | | | | | | |

OTHER ART (Including Author, Title, Date, Pertinent Pages, etc.)

| | | |
|--|----|---|
| | AR | MatWeb Material Property Data; Shore (Durometer) Hardness Testing of Plastics |
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|---|-----------------|
| EXAMINER | DATE CONSIDERED |
| *EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. | |